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IN THE UNITED STATES DISTRICT COURT FOR
THE NORTHERN DISTRICT OF ILLINOIS
EASTERN DIVISION

JAN 31 2008

FILED

LOUIS C. SHEPTIN,
Plaintiff

CASE # 08 CV 116

JAN 31 2008 *sent*

MICHAEL W. ROBBINS
CLERK, U.S. DISTRICT COURT

Vs.

Hon. M. KENNEDY, JUDGE

P. HARVEY, CLINICAL
DIRECTOR MCL ET AL,
DEFENDANT(S)

MOTION FOR THE APPOINTMENT OF COUNSEL

COMES NOW, PLAINTIFF LOUIS SHEPTIN AND
FOR GOOD CAUSE SHOWN, MOVES THE HONORABLE COURT
TO APPOINT COUNSEL PRO BONO. PLAINTIFF WOULD
SHOW:

1) PLAINTIFF HAS PRODUCED FILES & RECORDS WHICH UNDER
THE UNIFORM RULES OF EVIDENCE, RULE 803(G) CONSTITUTE
ACCEPTABLE EVIDENCE FOR COURT CONSIDERATION.

SEE U.S. v. SANDERS, 749 F2d 195; U.S. v. CROFT,
750 F2d 1354; U.S. v. GRASSIE 773 F2d 1553

2) ADDITIONALLY THE COMPLEXITY OF THIS CASE AND THE USE OF MEDICAL RECORDS BELONGING TO SOMEONE ELSE; AND ADMINISTRATION OF SOMEONE ELSE'S MEDICATIONS (PLURAL) TO PLAINTIFF ARE OF SUCH OBVIOUS NATURE AS TO WARRANT APPOINTMENT.

3) ADDITIONALLY THE MORE FACT THAT DEFENDANT'S RELEASED JAMES T. CAIG'S MEDICAL RECORDS TO PLAINTIFF CONSTITUTE A CLEAR VIOLATION OF THE UNIFORM HEALTH CARE INFORMATION ACT SECTION § 2-101 (c).

4) BECAUSE DEFENDANT(S) WILLFULLY AND INTENTIONALLY WITH IMPUNITY FAIL TO DO FOLLOW-UP TREATMENT WHEN BOTH HOSPITALS ORDER, AND SYMPTOMS INDICATE NEED FOR TREATMENT AND FOLLOW-UP (SEE CHESTER v. U.S., 403 F. SUPP 458 (1975) AFF'D 546 F.2d 913 (1976))

COUNSEL SHOULD BE APPOINTED, AS PLAINTIFF'S HEALTH WORSENS.

BECAUSE PLAINTIFF, PRO SE PRESENTS A CASE
WITH SUFFICIENT EVIDENCE, WITNESSES, AND IS
IN IMMEDIATE DANGER OF SERIOUS BODILY HARM OR
DEATH, CIRCUMSTANCES SHOULD REQUIRE THE HONORABLE
COURT TO THINK IN THE DIRECTION OF APPOINTMENT
OF COUNSEL.

WHEREFORE, PREMISES CONSIDERED, THE PLAINTIFF
RESPECTFULLY MOVES FOR APPOINTMENT OF COUNSEL
EITHER PRO BONO OR CONTINGENCY. AS PLAINTIFF'S
MEDICAL CONDITIONS(S) WORSEN, IT BECOMES MORE
DIFFICULT TO PREPARE LITIGATION IN THIS CASE.

1/28/08

RESPECTFULLY SUBMITTED,

Y. R. M. K.

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